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Attorneys for the United States of America

**UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

**JOHN KESSLER, ADMINISTRATOR OF
THE ESTATE OF RUTH FOUND HAWKINS,**
Plaintiff,
v.
UNITED STATES OF AMERICA,
Defendant.

No. C-06-07492-RS

STIPULATION OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) the parties stipulate to dismissal of the above-titled action with prejudice.

Dated: September 1, 2009

/s/Thomas M. Newman
THOMAS M. NEWMAN
Assistant United States Attorney
Tax Division

Dated: September 1, 2009

/s/Heather Munoz
HEATHER MUNOZ
Attorney for plaintiff

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JOHN KESSLER, ADMINISTRATOR OF
THE ESTATE OF RUTH FOUND HAWKINS,)

No. C-06-07492-RS

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

ORDER

In accordance with the parties' stipulation, IT IS SO ORDERED.

Dated: September 2, 2009



RICHARD SEEBORG
United States Magistrate Judge